

**NOTE TO:** EPA Project Officer


**FROM:** Grants Administration Division

GAD is sending you a copy of the attached assistance award for your files. Please provide the appropriate copies within your organization. If you have any questions about this agreement, please contact your grants specialist.

Sincerely,

Grants Administration Division

Enclosures

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>		ASSISTANCE ID NO.			DATE OF AWARD
			PRG	DOC ID	AMEND#	
			CR - 83416001 - 1			
			TYPE OF ACTION Augmentation: Increase			
RECIPIENT TYPE: State Institution of Higher Learning			Send Payment Request to: Las Vegas Finance Center			MAILING DATE
RECIPIENT: San Francisco State University 1600 Holloway Avenue San Francisco, CA 94132-1722 EIN: 93-1137247			PAYEE: Post Award Manager San Francisco State University 1600 Holloway Avenue San Francisco, CA 94132-1722			
PROJECT MANAGER Rosemarie Bowler 1600 Holloway Avenue San Francisco, CA 94132-1722 E-Mail: rbowl@sfsu.edu Phone: 510-236-5599		EPA PROJECT OFFICER Danelle Lobdell 109 TW Alexander Dr. Research Triangle Park, 58A Durham, NC 27709 E-Mail: Lobdell.Danelle@epa.gov Phone: 919-843-4434		EPA GRANT SPECIALIST Kelley Boatwright 1200 Pennsylvania Ave NW Washington, D.C. 20460, 3903R E-Mail: Boatwright.Kelly@epamail.epa.gov Phone: 202-564-5327		
PROJECT TITLE AND EXPLANATION OF CHANGES Relatnshp-Airborne Manganese Xpsure-Hlth Adults Incremental Amendment; 2nd year of funding added						
BUDGET PERIOD 07/01/2009 - 06/30/2011		PROJECT PERIOD 07/01/2009 - 06/30/2011		TOTAL BUDGET PERIOD COST \$199,915.00		TOTAL PROJECT PERIOD COST \$199,915.00
<p align="center"><b>NOTICE OF AWARD</b></p> <p>Based on your application dated 11/12/2008, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$99,924. EPA agrees to cost-share <u>100.00%</u> of all approved budget period costs incurred, up to and not exceeding total federal funding of \$199,915. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.</p>						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS Grants and Interagency Agreement Management Division 1200 Pennsylvania Ave, NW Mail code 3903R Washington, DC 20460				ORGANIZATION / ADDRESS Environmental Protection Agency Office of Research and Development 1200 Pennsylvania Ave. NW Washington, DC 20460		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL		TYPED NAME AND TITLE Jeff Meetre, Chief - Grants Management Branch A			DATE	
<p align="center"><b>AFFIRMATION OF AWARD</b></p>						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE		TYPED NAME AND TITLE			DATE	

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FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 99,991	\$ 99,924	\$ 199,915
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 0	\$	\$ 0
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 99,991	\$ 99,924	\$ 199,915

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.511 - Consolidated Research-Office of Research and Development	Clean Air Act: Sec. 103	N/A

Fiscal									
Site Name	Req No	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
-	10261EC029	0910	C	261E000	404FB2DPW	4142	-	-	93,000
-	10261EC029	0910	C	261E000	404FB2DPV	4142	-	-	6,924
									99,924

## Budget Summary Page

Table A - Object Class Category (Non-construction)		Total Approved Allowable Budget Period Cost
1. Personnel		\$88,100
2. Fringe Benefits		\$765
3. Travel		\$27,410
4. Equipment		\$0
5. Supplies		\$6,900
6. Contractual		\$20,700
7. Construction		\$0
8. Other		\$21,560
9. Total Direct Charges		\$165,435
10. Indirect Costs: <u>26.00%</u> Base <u>MTDC</u>		\$34,480
11. Total (Share: Recipient <u>0.00</u> % Federal <u>100.00</u> %.)		\$199,915
12. Total Approved Assistance Amount		\$199,915
13. Program Income		\$0
14. Total EPA Amount Awarded This Action		\$99,924
15. Total EPA Amount Awarded To Date		\$199,915



## **Administrative Conditions**

1. The recipient understands that all foreign travel must comply with the Fly America Act. All travel must be on U.S. air carriers certificated under 49 U.S.C. Section 1371, to the extent that service by such carriers is available even if foreign air carrier costs are less than the American air carrier.

### **2. UTILIZATION OF SMALL, MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

#### **GENERAL COMPLIANCE, 40 CFR, Part 33**

The recipient agrees to comply with the requirements of EPA's Program for Utilization of Small, Minority and Women's Business Enterprises in procurement under assistance agreements, contained in 40 CFR, Part 33.

#### **FAIR SHARE OBJECTIVES, 40 CFR, Part 33, Subpart D**

##### **Current Fair Share Objective/Goal**

This assistance agreement is a Technical Assistance Grant (TAG); or the award amount is \$250,000 or less; or the total dollar amount of all of the recipient's financial assistance agreements from EPA in the current Federal fiscal year is \$250,000 or less. Therefore, the recipient of this assistance agreement is exempt from the fair share objective requirements of 40 CFR, Part 33, Subpart D, and is not required to negotiate a fair share objective/goal for the utilization of MBE/WBEs in its procurements.

#### **SIX GOOD FAITH EFFORTS, 40 CFR, Part 33, Subpart C**

Pursuant to 40 CFR, Section 33.301, the recipient agrees to make the following good faith efforts whenever procuring construction, equipment, services and supplies under an EPA financial assistance agreement, and to ensure that sub-recipients, loan recipients, and prime contractors also comply. Records documenting compliance with the six good faith efforts shall be retained:

- (a) Ensure DBEs are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities. For Indian Tribal, State and Local and Government recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources.
- (b) Make information on forthcoming opportunities available to DBEs and arrange time frames for contracts and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by DBEs in the competitive process. This includes, whenever possible, posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid or proposal closing date.
- (c) Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs. For Indian Tribal, State and local Government recipients, this will include dividing total requirements when economically feasible into smaller tasks or quantities to permit maximum participation by DBEs in the competitive process.
- (d) Encourage contracting with a consortium of DBEs when a contract is too large for one of these firms to handle individually.
- (e) Use the services and assistance of the SBA and the Minority Business Development Agency of the Department of Commerce.
- (f) If the prime contractor awards subcontracts, require the prime contractor to take the steps in paragraphs (a) through (e) of this section.

#### **MBE/WBE REPORTING, 40 CFR, Part 33, Sections 33.502 and 33.503**

The recipient agrees to complete and submit EPA Form 5700-52A, "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements" beginning with the Federal fiscal year reporting period the recipient receives the award, and continuing until the project is completed. Only procurements with certified MBE/WBEs are counted toward a recipient's MBE/WBE accomplishments. The reports must be submitted annually for the period ending September 30th for:

40 CFR Part 30 Recipients (Non-profits and Institutions of Higher Education); and  
40 CFR Part 35, Subpart A and Subpart B Recipients.

The reports are due within 30 days of the end of the annual reporting period (October 30th). **Reports should be sent to Reports should be sent to Veronica Squirrel, U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW Mail Code 3903R, Room 51275, Washington, DC 20460, 202-564-5347.** Final MBE/WBE reports must be submitted within 90 days after the project period of the grant ends. Your grant cannot be officially closed without all MBE/WBE reports.

EPA Form 5700-52A may be obtained from the EPA Office of Small Business Program's Home Page on the Internet at [www.epa.gov/osbp](http://www.epa.gov/osbp).

#### **CONTRACT ADMINISTRATION PROVISIONS, 40 CFR, Section 33.302**

The recipient agrees to comply with the contract administration provisions of 40 CFR, Section 33.302.

#### **BIDDERS LIST, 40 CFR, Section 33.501(b) and (c)**

Recipients of a Continuing Environmental Program Grant or other annual reporting grant, agree to create and maintain a bidders list. Recipients of an EPA financial assistance agreement to capitalize a revolving loan fund also agree to require entities receiving identified loans to create and maintain a bidders list if the recipient of the loan is subject to, or chooses to follow, competitive bidding requirements. Please see 40 CFR, Section 33.501 (b) and (c) for specific requirements and exemptions.

3. In accordance with the Federal Register/Vol.73, No. 17/ Friday, January 25, 2008/Notices, Page 4563, this assistance agreement is subject to the core set of standard requirements developed by the Research Business Models (RBM) Subcommittee of the Committee on Science, a committee of the National Science and Technology Council. These requirements are posted on the following National Science Foundation website:

<http://www.nsf.gov/bfa/dias/policy/rbc/index.jsp>

X EPA is partially funding this budget period and will consider funding the balance of the budget request contingent upon satisfactory progress as certified by the EPA Project Officer, the availability of funds, and EPA priorities. It is understood that the scope of work will be renegotiated to reflect the amount awarded if additional funds are not available.

5. Payment to consultants. EPA participation in the salary rate (excluding overhead) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors shall be limited to the maximum daily rate for a Level IV of the Executive Schedule (formerly GS-18), to be adjusted annually. This limit applies to consultation services of designated individuals with specialized skills who are paid at a daily or hourly rate. As of January 1, 2010, the limit is \$596.00 per day and \$74.50 per hour. This rate does not include transportation and subsistence costs for travel performed (the recipient will pay these in accordance with their normal travel reimbursement practices).

Subagreements with firms for services which are awarded using the procurement requirements in 40 CFR 30 or 31, as applicable, are not affected by this limitation unless the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. See 40 CFR 31.36(j) or 30.27(b).

X EPA is partially funding this assistance agreement based on the terms of a congressional earmark. EPA will consider funding the balance of the budget request, contingent upon future congressional earmarks, funding availability, and satisfactory progress as certified by the EPA Project Officer. If future



earmarks are not provided for this project and recipient, additional funding is not guaranteed. It is understood that the scope of work will be renegotiated to reflect the amount awarded if additional funds are not available or satisfactory progress is not made.

X. In accordance with the Federal Register/Vol.73, No. 17/ Friday, January 25, 2008/Notices, Page 4563, this assistance agreement is subject to the core set of standard requirements developed by the Research Business Models (RBM) Subcommittee of the Committee on Science, a committee of the National Science and Technology Council. These requirements are posted on the following National Science Foundation website:

<http://www.nsf.gov/bfa/dias/policy/rbc/index.jsp>

8. Congress has prohibited EPA from using its FY 2010 appropriations to provide funds to the Association of Community Organizations for Reform Now (ACORN) or any of its subsidiaries. None of the funds provided under this agreement may be used for subawards/subgrants or contracts to ACORN or its subsidiaries. Recipients should direct any questions about this prohibition to their EPA Grants Management Office.

9. All Administrative Conditions Remain the Same

### **Programmatic Conditions**

All Programmatic Conditions Remain the Same